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10 INC. and AMERICAN MOTORISTS INSURANCE
COMPANY
11

12 UNITED STATES DISTRICT COURT
13 EASTERN DISTRICT OF CALIFORNIA
14

15 THE UNITED STATES OF AMERICA, FOR
THE USE AND BENEFIT OF HELIX
16 ELECTRIC, INC., a California
corporation,

17 Use-Plaintiff,

18 v.

19 RQ CONSTRUCTION, INC., a
20 corporation; AMERICAN MOTORISTS
INSURANCE COMPANY, an Illinois
21 corporation,

22 Defendants.
23

CASE NO. 2:05-CV-00925-GEB-JFM

STIPULATION AND ORDER FOR
DISMISSAL

Judge: Garland E. Burrell, Jr.
Courtroom 10
Complaint Filed: May 11, 2005

24 Use-Plaintiff Helix Electric, Inc. and Defendants RQ Construction, Inc. and
25 American Motorists Insurance Company, by and through their respective
attorneys of record, hereby stipulate as follows:

26 1. The Parties have effected a written settlement effective September
27 27, 2005 (the "Settlement Agreement"); and
28

2. Based on such settlement, the Parties request that the Court dismiss this entire action with prejudice.

Dated: October 12, 2005 SOLOMON WARD SEIDENWURM & SMITH, LLP

By: /s/ Paul S. Metsch
PAUL S. METSCH
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Attorneys for Use-Plaintiff HELIX
ELECTRIC, INC.

DATED: September 27, 2005 PECKAR & ABRAMSON, P.C.

By: /s/ Rick W. Grady
RAYMOND M. BUDDIE
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Attorneys for Defendants RQ
CONSTRUCTION, INC. and AMERICAN
MOTORISTS INSURANCE COMPANY

ORDER

Based on the foregoing Stipulation, and good cause appearing therefor,
IT IS HEREBY ORDERED that this action is dismissed in its entirety with
prejudice.

IT IS SO ORDERED.

DATED: October 20, 2005 /s/ Garland E. Burrell, Jr.
GARLAND E. BURRELL, JR.
United States District Judge